

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

Julie A. Johnson,

Civil No. 06-4458 (RHK/FLN)

Plaintiff,

v.

O R D E R

Michael J. Astrue, Commissioner
of Social Security,

Defendant.

Based upon the Findings of Fact, Conclusions of Law, and Recommendation by United States Magistrate Judge Franklin L. Noel dated December 6, 2007, all the files and records, and no objections having been filed to said Report and Recommendation,

IT IS HEREBY ORDERED that:

1. The Report and Recommendation (Doc. No. 21) is **ADOPTED**;
2. Plaintiff's Motion for Summary Judgment (Doc. No. 11) is **DENIED**; and
3. Defendant's Motion for Summary Judgment (Doc. No. 18) is **GRANTED**.

Dated: January 3, 2008

s/Richard H. Kyle
RICHARD H. KYLE
United States District Judge